IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

TUESDAY, THE TWELTH DAY OF APRIL
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE K.C. BHANU

WRIT PETITION NO : 116 of 2005

Between:

S.A. Raheem, S/o. Late S. Khaja Mohiddin,
Addl. Asst. Engineer (Rtd.), A.P.C.D.C.L (Operation),
Uyyalawada, Nandyala Division, Kurnool District.

..... PETITIONER

AND

1 Central Power Distribution Company of A.P. Limited,
rep. by the Chairman & Managing Director,
Singarenibhavan, Red Hills, Hyderabad.
2 A.P.C.P.D.C.L (Operation), rep. by its
Superintending Engineer, Kurnool.
3 The Divisional Engineer, Operation,
A.P.C.P.D.C.L Nandyal, Kurnool district.

.....RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue a writ order or direction more particularly one in nature of Writ of Mandamus declaring the action of respondents in not sanctioning the periodical increments with arrears which are due during the period of suspension and also in not fixing the new revised pay scales as illegal and arbitrary and contrary to rules and consequently direct the respondents to sanction the periodical increments with arrears which are due during the period of suspension and also direct the respondents to fix the new revised pay scales in favour of the petitioner.

Counsel for the Petitioner: MR.K.SITA RAM

Counsel for the Respondents: MR.S.KISHORE

The Court, at the admission stage, made the following :

ORDER:

_

_

Questioning the action of the respondents in not sanctioning periodical increments with arrears which are due during the period of suspension and not fixing the new revised pay scales and for a consequential direction to the respondents to sanction the periodical increments with arrears, this Writ Petition is filed.

Heard the learned counsel for the petitioner and the learned standing counsel appearing on behalf of the respondents.

The respondents have to take appropriate decision with regard to sanction of periodical increments with arrears which are due during the period of suspension of the petitioner. The petitioner made representations to the respondents on 01.11.2003 and 16.11.2003. Therefore, without entering into merits of the case, the Writ Petition is disposed of directing the respondents to take appropriate decision on the representations made by the petitioner in accordance with rules within a period of four weeks from the date of receipt of copy of this Order.

12.04.2005

12.04.2005

DRK

Copy in 7 days.

B.O.

DRK

Copy to:

1 The Chairman and Managing Director, Central Power Distribution Company of A.P. Limited, Singarenibhavan, Red Hills, Hyderabad.

2 The Superintending Enginee (operation), A.P.C.P.D.C.L, Kurnool.

3 The Divisional Engineer, Operation, A.P.C.P.D.C.L Nandyal division, Kurnool district.

4 Two CD copies.